

# ENFORCEMENT REPORT TO THE COMMISSION FOR APRIL 1995

June 28, 1995

DOCKET NO. 95-0914-RPT

PROGRAMS	FORMAL ACTIONS INITIATED BY EDR/PETITION, DRAFT ORDER FOR EXPEDITED CASES, OR NOTICE LETTER OF FORMAL ADMIN. PENALTY ACTION		AGREED ORDERS ADOPTED BY THE COMMISSION (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)		FISCAL YEAR 1995 YEAR-TO-DATE TOTAL ADMINISTRATIVE PENALTIES ASSESSED, DEFERRED, TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS, AND DOLLAR AMOUNT WHICH WILL BE SPENT ON SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEPs) IN ORDERS ISSUED BY THE TNRC (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)			
	Month	FY	Month	FY	ASSESSED	DEFERRED	TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS <sup>1</sup>	SEPs
AGRICULTURE	0	6	2	6	\$33,536.00	\$10,100.00	\$23,836.00	\$0.00
AIR	10	90	36	180	\$1,701,580.00	\$30,720.00	\$1,547,980.00	\$122,880.00
INDUSTRIAL AND HAZARDOUS WASTE	12	40	3	37	\$2,707,053.00	\$1,798,043.00	\$909,010.00	\$0.00
MUNICIPAL SOLID WASTE	3	15	5	16	\$340,984.00	\$199,180.00	\$137,204.00	\$9,200.00
OCCUPATIONAL CERTIFICATION	0	28	0	64	\$34,750.00	\$4,500.00	\$30,250.00	\$0.00
PETROLEUM STORAGE TANKS	11	37	1	111	\$237,410.73	\$4,100.00	\$233,310.73	\$0.00
WATERSHED MANAGEMENT	8	67	6	89	\$434,730.00	\$114,210.00	\$320,520.00	\$12,000.00
WATER UTILITIES	20	37	0	21	\$14,090.00	\$0.00	\$14,090.00	\$0.00
TOTALS	64	320	53	524	\$5,504,133.73	\$2,160,853.00	\$3,216,200.73	\$144,080.00

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<sup>1</sup> All penalties collected are paid into the State's General Revenue Fund with the exception of water well driller orders which are paid into the Water Well Driller's Fund.

# ENFORCEMENT REPORT TO THE COMMISSION FOR APRIL 1995

June 28, 1995

PROGRAMS	NOTICES OF VIOLATION (NOVS) ISSUED BY CENTRAL OFFICE		NOVS ISSUED BY FIELD OPERATIONS		CASES RESOLVED INFORMALLY - COMPLIANCE ACHIEVED THRU CENTRAL OFFICE ACTION WITHOUT ISSUANCE OF AN AGENCY ORDER		CASES BEING DEVELOPED IN ENFORCEMENT PROGRAMS <sup>2</sup>	CASES BEING TRACKED FOR COMPLIANCE <sup>3</sup>
	Month	FY	Month	FY	Month	FY	Total	Total
AGRICULTURE	65	223	4	9	0	1	4	21
AIR	N/A <sup>4</sup>	N/A	188	1314	4	34	424	989
INDUSTRIAL AND HAZARDOUS WASTE	9	52	19	169	0	35	435	303
MUNICIPAL SOLID WASTE	6	49	108	479	0	23	23	159
OCCUPATIONAL CERTIFICATION	7	62	N/A	N/A	0	113	7	0
PETROLEUM STORAGE TANKS	33	191	43	542	2	28	251	154
WATERSHED MANAGEMENT	6	50	70	474	14	114	249	243

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<sup>2</sup> Cases which the enforcement programs in Central Office are working on in which agency action has not been filed yet. Agency action includes, orders issued, NOVs for those cases in which a formal action is not being pursued, corrective action directives, bilateral compliance agreements, or any other action which directs a facility to take action to achieve compliance within a specified period of time.

<sup>3</sup> Includes all cases which the enforcement programs are tracking for compliance once an agency action (as defined in footnote 2) is finalized.

<sup>4</sup> N/A = Not Applicable.

# ENFORCEMENT REPORT TO THE COMMISSION FOR APRIL 1995

June 28, 1995

<b>WATER UTILITIES</b>	314	3279	123	1468	46	87	348	190
<b>TOTALS</b>	440	3906	555	4455	66	435	1741	2059

PROGRAMS	PENDING FORMAL ENFORCEMENT ACTIONS FOR ADMINISTRATIVE ORDERS TO BE ISSUED BY THE TNRCC		CASES PENDING AT THE OFFICE OF THE ATTORNEY GENERAL <sup>5</sup>	ATTORNEY GENERAL CASES RESULTING IN JUDGMENTS <sup>6</sup>		CASES REFERRED FROM THE REGIONAL OFFICES OR CENTRAL OFFICE FOR ENFORCEMENT ACTION BY CENTRAL OFFICE STAFF	
	Total	Backlog	Total	Month	FY	Month	FY
AGRICULTURE	4	0	2	0	0	0	5
AIR	424	159	49	0	2	16	126
INDUSTRIAL AND HAZARDOUS WASTE	118	60	62	1	6	25	95
MUNICIPAL SOLID WASTE	42	6	49	0	3	7	46
OCCUPATIONAL CERTIFICATION	19	0	6	0	1	0	0
PETROLEUM STORAGE TANKS	442	187	5	0	0	32	200
WATERSHED MANAGEMENT	70	9	18	1	2	3	114
WATER UTILITIES	102	26	164	0	12	21	310

<sup>5</sup> AG actions typically take from 6 months to 5 years from the date of referral to final judgment.

<sup>6</sup> These numbers are obtained from the Attorney General's Office

ENFORCEMENT REPORT TO THE COMMISSION FOR APRIL 1995  
June 28, 1995

TOTALS	1221	447	355	2	26	104	896
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